

07-16-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

07/13/01  
j1046 U.S. PTO  
09/905349  
07/13/01

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09/905349  
07/13/01

Packet No. A-67178-1/MSS

Anticipated Classification of  
this Application:

Class: Subclass:

Prior Application:

Examiner: ZERVIGON, R

Art Unit: 1763

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DATE OF DEPOSIT JULY 13, 2001

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING  
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37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS  
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COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

TYPED NAME RAQUEL GRAEBER

SIGNED

Raquel Graeber

**Box PATENT APPLICATION FEE**

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

This is a request for filing an

☐ Original

☐ Continuation

☐ Divisional

☒ Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of Jay Brian DeDontney,  
Anthony DeSa, Samuel Kurita (Names of ALL Applicants), for GAS DELIVERY  
METERING TUBE (Title of Invention). This ☐ continuation ☐ divisional  
☒ continuation-in-part claims priority to pending application Serial No.  
09/470,446, filed on December 22, 1999.

1. (a) ☐ Enclosed is a new application.  
(b) ☒ Enclosed is a continuation-in-part application.  
(c) ☐ Enclosed is a copy of the prior application.
2. (a) ☒ Enclosed is a new Declaration.  
(b) ☐ Enclosed is a copy of the prior executed Declaration as  
originally filed.

(c)      Enclosed is a Combined Declaration/Power of Attorney.

3.      Applicant claims small entity status. See 37 CFR 1.27.

4.   X   The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

	(Col. 1)	(Col. 2)	<u>SMALL ENTITY</u>			<u>OTHER THAN A SMALL ENTITY</u>	
FOR:	<u>NO. FILED</u>	<u>NO. EXTRA</u>	<u>RATE</u>	<u>FEE</u>	OR	<u>RATE</u>	<u>FEE</u>
BASIC FEE				\$355	OR		\$710
TOTAL CLAIMS	<u>  14  </u> -20 =	* <u>  -0-  </u>	x 9 =	\$ <u>    </u>	OR	x 18 =	\$ <u>  -0-  </u>
INDEP CLAIMS	<u>   2  </u> -3 =	* <u>  -0-  </u>	x 40 =	\$ <u>    </u>	OR	x 80 =	\$ <u>  -0-  </u>
<u>  1  </u> ] MULTIPLE DEPENDENT CLAIM PRESENTED			+135 =	\$ <u>    </u>	OR	+270 =	\$ <u>  -0-  </u>
If the difference in Col. 1 is less than zero, enter "0" in Col. 2.			TOTAL	\$ <u>    </u>	OR	TOTAL	\$ <u>  710  </u>

5.   X   The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No. A-67178-1/MSS).

6.   X   Our check in the amount of \$710.00 is enclosed.

7.      Cancel in this application original claims                                      of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)

8.      Amend the specification by inserting before the first line the sentence:

--This is a      continuation      division      continuation-in-part of application Serial No.                      filed                     .--

9. (a)   X   Informal drawings are enclosed,   9   sheets.


(b)      Formal drawings are enclosed,      sheets.

10. (a) \_\_\_\_\_ Priority of application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. 119.
- (b) \_\_\_\_\_ The certified copy has been filed in prior application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_.
11. \_\_\_\_\_ An Assignment is enclosed.
12. X \_\_\_\_\_ The prior application is assigned of record to Silicon Valley Group, Thermal Systems LLC, Scotts Valley, California.
13. \_\_\_\_\_ A Power of Attorney by Assignee is enclosed.
14. X \_\_\_\_\_ The power of attorney in the prior application is to:  
FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP  
(name)  
Suite 3400, Four Embarcadero Center  
(address)  
San Francisco, California 94111-4187
- (a) X \_\_\_\_\_ The power appears in the original papers in the prior application.
- (b) \_\_\_\_\_ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- (c) X \_\_\_\_\_ Address all future communications to:  
Maria S. Swiatek  
FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP  
Suite 3400, Four Embarcadero Center  
San Francisco, California 94111-4187  
Telephone: (650) 494-8700
15. \_\_\_\_\_ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

16. \_\_\_\_\_ A Prior Art Statement is enclosed.

17. \_\_\_\_\_ I hereby verify that the attached papers are a true duplicate  
of prior application Serial No. \_\_\_\_\_ as originally filed  
on \_\_\_\_\_.

Date: July 13, 2001

  
\_\_\_\_\_

Maria S. Swiatek

Registration No. 37,244

Address of Signer: \_\_\_\_\_ X Attorney or agent of record

PLEHR HOHBACH TEST ALBRITTON &

HERBERT LLP

\_\_\_\_\_ Filed under Section 1.34(a)

Suite 3400, Four Embarcadero Center

San Francisco, CA 94111-4187